

RESOLUTION NO. 08-70

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 08-16 THAT GRANTED AN ADJUSTMENT, ON PROPERTY LOCATED AT **7030 WEST 3 AVENUE, HIALEAH, FLORIDA**; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board, at its regular meeting of May 14, 2008 entered a final decision, Decision No. 08-16, based on the evidence presented finds that the applicant meets the burden for granting a variance; and

WHEREAS, the Planning and Zoning Board, gives great deference to the Planner's recommendation that the addition requiring the variance represents the maximum incursion into the rear setbacks and any future expansion would violate the intent of the ordinance; and

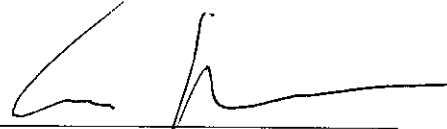
WHEREAS, the final decision of the Planning and Zoning Board granting adjustments is subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 08-16 granting an adjustment of 15 feet as to the rear setback, where at least 25 feet are required, for a distance to accommodate the proposed addition to the family room. The property located at 7030 West 3 Avenue, Hialeah, Florida, zoned R-3 (Multiple Family District).

Section 2: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

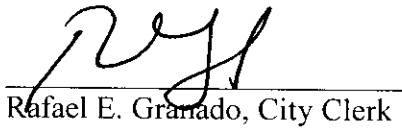
PASSED AND ADOPTED this 10th day of June, 2008.



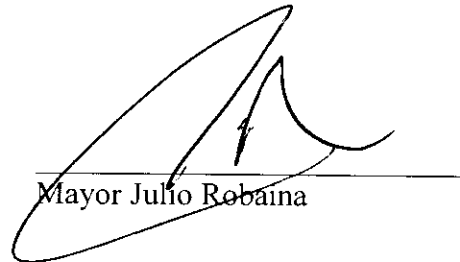
Carlos Hernandez
Council Vice President

Attest:

Approved on this 12 day of June, 2008.

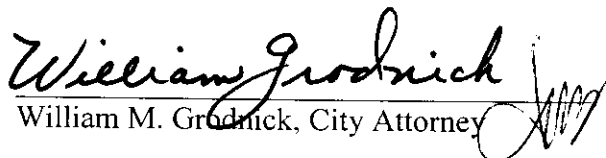


Rafael E. Granado, City Clerk



Mayor Julio Robaina

Approved as to form and legal sufficiency:



William M. Grudnick, City Attorney

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Resolution was adopted by a 6-0-1 vote with Councilmembers Caragol, Casals-Muñoz, Garcia-Martinez, Gonzalez, Hernandez, and Yedra voting "Yes" and Councilmember Bovo absent.